

PATENT COOPERATION TREATY

From the INTERNATIONAL SEARCHING AUTHORITY

PCT

NOTIFICATION OF TRANSMITTAL OF
THE INTERNATIONAL SEARCH REPORT AND
THE WRITTEN OPINION OF THE INTERNATIONAL
SEARCHING AUTHORITY, OR THE DECLARATION

(PCT Rule 44.1)

To:	PAUL FENSTER
	FENSTER & COMPANY INTELLECTUAL
	PROPERTY LTD.
	P.O. BOX 10256
	PETACH TIKVA 49002 Docketed By
	ISRAEL
	RECEIVED
	EL
	6 JUL 2006
	MK
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	TS
	CO.
	414/04213

Applicant's or agent's file reference	414/04213
International application No.	PCT/IL05/00142
Applicant	REABILITY INC.
Date of mailing	17 JUL 2006
FOR FURTHER ACTION	See paragraphs 1 and 4 below
International filing date	(day/month/year) 04 February 2005 (04.02.2005)

1. ☒ The applicant is hereby notified that the international search report and the written opinion of the International Searching Authority have been established and are transmitted herewith.

Filing of amendments and statement under Article 19:

The applicant is entitled, if he so wishes, to amend the claims of the international application (see Rule 46):

When? The time limit for filing such amendments is normally two months from the date of transmittal of the international search report.

Where? Directly to the International Bureau of WIPO, 34 chemin des Colombettes
1211 Geneva 20, Switzerland, Facsimile No.: (41-22) 338.82.70.

For more detailed instructions, see the notes on the accompanying sheet.

2. ☐ The applicant is hereby notified that no international search report will be established and that the declaration under Article 17(2)(a) to that effect and the written opinion of the International Searching Authority are transmitted herewith.

3. ☐ With regard to the protest against payment of (an) additional fee(s) under Rule 40.2, the applicant is notified that:

☐ the protest together with the decision thereon has been transmitted to the International Bureau together with the applicant's request to forward the texts of both the protest and the decision thereon to the designated Offices.

☐ no decision has been made yet on the protest; the applicant will be notified as soon as a decision is made.

4. Reminders

Shortly after the expiration of 18 months from the priority date, the international application will be published by the International Bureau. If the applicant wishes to avoid or postpone publication, a notice of withdrawal of the international application, or of the priority claim, must reach the International Bureau as provided in Rules 90bis.1 and 90bis.3, respectively, before the completion of the preliminary examination report has been or is to be established. These comments would also be made available to the public but not before the expiration of 30 months from the priority date.

Within 19 months from the priority date, but only in respect of some designated Offices, a demand for international preliminary examination must be filed if the applicant wishes to postpone the entry into the national phase until 30 months from the priority date (in some Offices even later); otherwise, the applicant must, within 20 months from the priority date, perform the prescribed acts for entry into the national phase before those designated Offices.

In respect of other designated Offices, the time limit of 30 months (or later) will apply even if no demand is filed within 19 months.

See the Annex to Form PCT/IB/301 and, for details about the applicable time limits, Office by Office, see the PCT Applicant's Guide, Volume II, National Chapters and the WIPO Internet site.

Name and mailing address of the ISA/US

Mail Stop PCT, Attn: ISA/US

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Facsimile No. (571) 273-3201

Form PCT/ISA/220 (January 2004)

Telephone No. 571-272-4972

Michael Brown

Authorized Officer

(See notes on accompanying sheet)

PATENT COOPERATION TREATY

PCT

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference 414/04213	FOR FURTHER ACTION see Form PCT/ISA/220 as well as, where applicable, item 5 below	
International application No. PCT/IL05/00142	International filing date (day/month/year) 04 February 2005 (04.02.2005)	(Earliest) Priority Date (day/month/year) 05 February 2004 (05.02.2004)
Applicant REABILITY INC.		

This international search report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This international search report consists of a total of 4 sheets.

☒ It is also accompanied by a copy of each prior art document cited in this report.

1. **Basis of the Report**

a. With regard to the language, the international search was carried out on the basis of:

☒ the international application in the language in which it was filed.

☐ a translation of the international application into _____, which is the language of a translation furnished for the purposes of international search (Rules 12.3(a) and 23.1(b))

b. ☐ With regard to any nucleotide and/or amino acid sequence disclosed in the international application, see Box No. I.

2. ☐ Certain claims were found unsearchable (See Box No. II)

3. ☐ Unity of invention is lacking (See Box No. III)

4. With regard to the title, ☒ the text is approved as submitted by the applicant.

☐ the text has been established by this Authority to read as follows:

5. With regard to the abstract, ☐ the text is approved as submitted by the applicant.

☒ the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box No. IV. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.

6. With regard to the drawings, ☐ the figure of the drawings to be published with the abstract is Figure No. 19G

☒ as suggested by the applicant.

☐ as selected by this Authority, because the applicant failed to suggest a figure.

☐ as selected by this Authority, because this figure better characterizes the invention.

b. ☐ none of the figures is to be published with the abstract.

INTERNATIONAL SEARCH REPORT

International application No.

PCT/IL05/00142

Box IV TEXT OF THE ABSTRACT (Continuation of Item 5 of the first sheet)

The technical features mentioned in the abstract do not include a reference sign between parentheses (PCT Rule 8.1(d)).

NEW ABSTRACT A method of rehabilitation using an actuator type that includes a movement mechanism capable of applying a force that interacts with a motion of a patient's limb in a volume of at least 30 cm in diameter, in at least three degrees of freedom of motion of the actuator and capable of preventing substantial motion in any point in any direction in the volume, including exercising a patient at a first place of rehabilitation selected from a bed, a wheel-chair, a clinic and a home, using an actuator of the actuator type which interacts with a motion of the patient, and second exercising the patient at a second place of rehabilitation selected from a bed, a wheel-chair, a clinic and a home using a second actuator of the actuator type which interacts with a motion of the patient; wherein the first exercising and the second exercising utilize a same movement mechanism design for moving the actuator.

INTERNATIONAL SEARCH REPORT

International application No.

PCT/IL05/00142

A. CLASSIFICATION OF SUBJECT MATTER

According to International Patent Classification (IPC) or to both national classification and IPC

IPC(7) : A61H 1/00

US CL : 601/5

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

U.S. : 601/5; 602/32-40

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *

Y

US 5,954,621 A (JOURTAS et al) 21 September 1999, See the entire document

Citation of document, with indication, where appropriate, of the relevant passages

Relevant to claim No.

15-50

☐

Further documents are listed in the continuation of Box C.

☐

See patent family annex.

* Special categories of cited documents:

"A" document defining the general state of the art which is not considered to be of particular relevance

"B" earlier application or patent published on or after the international filing date

"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)

"O" document referring to an oral disclosure, use, exhibition or other means

"P" document published prior to the international filing date but later than the priority date claimed

"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art

"&" document member of the same patent family

Date of the actual completion of the international search

02 September 2005 (02.09.2005)

Date of mailing of the international search report

17 JUL 2005

Authorized officer

Michael Brown

Telephone No. 571-272-4972

Name and mailing address of the ISA/US

Mail Stop PCT, Attn: ISA/US
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Facsimile No. (571) 273-3201

PATENT COOPERATION TREATY

From the
INTERNATIONAL SEARCHING AUTHORITY

PCT
WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY
(PCT Rule 43bis.1)

To:
PAUL FENSTER
FENSTER & COMPANY INTELLECTUAL
PROPERTY LTD.
P.O. BOX 10256
PETACH TIKVA, ISRAEL 49002

Applicant's or agent's file reference

414/04213

International application No.

PCT/IL05/00142

International Patent Classification (IPC) or both national classification and IPC

IPC(7): A61H 1/00 and US Cl.: 601/5

Applicant

REABILITY INC.

Date of mailing

17 JUL 2006

FOR FURTHER ACTION

See paragraph 2 below

Priority date (day/month/year)

05 February 2004 (05.02.2004)

International filing date (day/month/year)

04 February 2005 (04.02.2005)

1. This opinion contains indications relating to the following items:

- | | | |
|-------------------------------------|--------------|--|
| <input checked="" type="checkbox"/> | Box No. I | Basis of the opinion |
| <input type="checkbox"/> | Box No. II | Priority |
| <input type="checkbox"/> | Box No. III | Non-establishment of opinion with regard to novelty, inventive step and industrial applicability |
| <input type="checkbox"/> | Box No. IV | Lack of unity of invention |
| <input checked="" type="checkbox"/> | Box No. V | Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement |
| <input type="checkbox"/> | Box No. VI | Certain documents cited |
| <input type="checkbox"/> | Box No. VII | Certain defects in the international application |
| <input type="checkbox"/> | Box No. VIII | Certain observations on the international application |

2. FURTHER ACTION

If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA") except that this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of 3 months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

Name and mailing address of the ISA/ US

Mail Stop PCT, Attn: ISA/US
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Facsimile No. (571) 273-3201

Form PCT/ISA/237 (cover sheet) (April 2005)

Date of completion of this opinion

12 June 2006 (12.06.2006)

Authorized officer

Michael Brown

Telephone No. 571-272-4972

International application No.		PCT/IL05/00142	
WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY		Box No. I Basis of this opinion	
<div>1. With regard to the language, this opinion has been established on the basis of: <div><input checked="" type="checkbox"/> the international application in the language in which it was filed <input type="checkbox"/> a translation of the international application into _____, which is the language of a translation furnished for the purposes of international search (Rules 12.3(a) and 23.1(b)).</div></div> <div>2. With regard to any nucleotide and/or amino acid sequence disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of: <div><div>a. type of material <input type="checkbox"/> a sequence listing <input type="checkbox"/> table(s) related to the sequence listing</div><div>b. format of material <input type="checkbox"/> on paper <input type="checkbox"/> in electronic form</div><div>c. time of filing/furnishing <input type="checkbox"/> contained in the international application as filed. <input type="checkbox"/> filed together with the international application in electronic form. <input type="checkbox"/> furnished subsequently to this Authority for the purposes of search.</div></div></div> <div>3. <input type="checkbox"/> In addition, in the case that more than one version or copy of a sequence listing and/or table(s) relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.</div> <div>4. Additional comments:</div>			

International application No. PCT/IL05/00142		WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY	
Box No. V Reasoned statement under Rule 43 bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement			
1. Statement			
Novelty (N)		Claims 1-50 YES Claims 15-50 NONE NO	
Inventive step (IS)		Claims 1-14 YES Claims 15-50 NO	
Industrial applicability (IA)		Claims 1-50 YES Claims 15-50 NONE NO	
2. Citations and explanations:			
<p>Claims 15-50 lack an inventive step under PCT Article 33(3) as being obvious over Joutas. It would have been obvious to one having ordinary skill in the art at the time that the invention was made that the exercising apparatus and techniques disclosed by Joutas could be used to perform the method steps recited in the claims. The apparatus disclosed by Joutas includes that structural limitations of the apparatus claims recited in the claims.</p> <p>Claims 1-14 meet the criteria set out in PCT Article 33(2)-(3), because the prior art does not teach or fairly suggest a method of exercising using an actuator at different locations to perform a first exercise at one location and the same exercise at a second location, wherein the first exercise and the second exercise use the same movement mechanism design for moving the actuator.</p> <p>Claims 1-50 meet the criteria set out in PCT Article 33(4), and thus and industrial applicability because the subject matter claimed can be made or used in industry.</p>			